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To: U.S. Patent and Trademark Office
Fax No.: (571) 273-8300
From: Brian A. Lemm
Date: September 9, 2005
Subject: Application Serial No.: 09/658,079
Attorney Docket No.: E-996

Pages: 1 of 13

OFFICIAL CORRESPONDENCE - PLEASE ENTER**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office, Fax No. (571) 273-8300 on Sept. 9, 2005.

1. Information Disclosure Statement (3 pages) and Form PTO-1449 (1 page) for 09/658,079; and
2. Copy of reference U.S. 6,044,401 (8 pages).

Brian A. Lemm
Name


Signature

{0040846.1}

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:) Date: September 14, 2005
Brian M. Romansky) Attorney Docket No.: E-996
Serial No.: 09/658,079) Customer No.: 00919
Filed: September 11, 2000) Group Art Unit: 3621
Confirmation No.: 4596
For: INTERNET ADVERTISEMENT METERING SYSTEM AND METHOD

INFORMATION DISCLOSURE STATEMENT

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR § 1.56.

While this Information Disclosure Statement may be "material" pursuant to 37 CFR § 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR § 1.56(b) exists.

In accordance with 37 CFR § 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 CFR § 1.56(b).

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Serial No. 09/658,079

Docket No. E-996

This Information Disclosure Statement is being filed in accordance with the following provisions, as identified below with marked boxes, available under 37 CFR § 1.97:

1. ☐ 37 CFR §1.97(b) - This Information Disclosure Statement is being filed according to one of the following: (i) within 3 months of the filing date of this application (other than a CPA); (ii) within 3 months of the date of entry of the national stage as set forth in § 1.491 in an international application; (iii) before the mailing of a first Office action on the merits; or (iv) before the mailing of a first Office action after the filing of a request for continued examination under § 1.114.

OR

2. ☒ 37 CFR §1.97(c) - This Information Disclosure Statement is being filed before the mailing date of any of a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, and it is accompanied by the statement or fee as identified below:

- 2.1 ☒ Specified Statement under 37 CFR § 1.97(e)(1) - see below.

OR

- 2.2 ☐ Specified Statement under 37 CFR § 1.97(e)(2) - see below.

OR

- 2.3 ☐ Please charge Deposit Account No. **16-1885** in the amount of \$180.00 to cover the fee set forth in § 1.17(p).

**** Provisional Fee Authorization.** If Box 2.1 or Box 2.2 is marked above and a final action under § 1.113 has in fact been mailed before the filing of this Information Disclosure Statement, then the Commissioner is authorized to charge Deposit Account No. **16-1885** in the amount of \$180.00 to cover the fee set forth in § 1.17(p) as if Box 2.3 had been marked.

OR

3. ☐ 37 CFR §1.97(d) - This Information Disclosure Statement is being filed on or before payment of the issue fee and it is accompanied by the statement and fee as identified below:

- 3.1.1 ☐ Specified Statement under 37 CFR § 1.97(e)(1) - see below.

OR

- 3.1.2 ☐ Specified Statement under 37 CFR § 1.97(e)(2) - see below.

AND

- 3.2 ☐ Please charge Deposit Account No. **16-1885** in the amount of \$180.00 to cover the fee set forth in § 1.17(p).

Specified Statement under 37 CFR § 1.97(e)(1) - Each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Specified Statement under 37 CFR § 1.97(e)(2) - No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing below, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

Serial No. 09/658,079

Docket No. E-996

A list of the patent(s) and/or publication(s) is set forth on the attached Form PTO-1449 (Modified).

A copy of each of the items on PTO-1449 (Modified) is supplied herewith.

The Commissioner is hereby authorized to charge any additional fees which may be required to Deposit Account No. 16-1885.

Respectfully submitted,



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Plus attachments: Form PTO-1449 (Modified)
Copy of each cited reference

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office (Fax No. (571) 273-8300)

On September 9, 2005

Brian A. Lemm
Name of Registered Rep.


Signature

Serial No. 09/658,079

Docket No. E-996

FORM PTO-1449 (Modified)				Atty. Docket Number E-996		Serial No. 09/658,079	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Applicant Brian M. Romansky			
				Filing Date September 11, 2000		Group 3621	
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	6,044,401	3/28/00	Harvey			
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						
FOREIGN PATENT OR PUBLISHED PATENT APPLICATION DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY OR PATENT OFFICE	CLASS	SUBCLASS	TRANSLATION
	AL						
	AM						
	AN						
	AO						
	AP						
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)							
	AR						
	AS						
	AT						
EXAMINER				DATE CONSIDERED			
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance <u>and</u> not considered. Include copy of this form with next communication to applicant.							